

 <div style="text-align: center;"> <b>Financial Assistance Award</b>   <b>DENALI COMMISSION</b>          510 L Street, Suite 410          Anchorage, Alaska 99501          (907) 271-1414 (phone)          (907) 271-1415 (fax)          www.denali.gov       </div>		<b>Award Number</b>	01546-00		
		<b>Award Title</b>	Bulk Fuel Facilities Upgrade - Shungnak		
		<b>Performance Period</b>	May 1, 2018 through December 31, 2019		
<b>Authority</b> 112 Stat 1854	<b>CFDA Number</b> 90.100	<b><u>Recipient Organization &amp; Address</u></b> ALASKA VILLAGE ELECTRIC COOP INC 4831 Eagle St Anchorage, AK 99503-7431  <b>Phone:</b> 907-565-5358 <b>Recipient DUNS #</b> 044597615 <b>TIN #</b> 920035763			
<b>Denali Commission Finance Officer Certification</b>					
<b><u>Cost Share Distribution Table</u></b>					
Accounting Code	New Funding		Prior Period Funding		Total
	Denali Commission	Other Contributors	Denali Commission	Other Contributors	
95670000	\$1,200,000.00		\$0.00		\$1,200,000.00
	\$0.00		\$0.00		\$0.00
	\$0.00		\$0.00		\$0.00
	\$0.00		\$0.00		\$0.00
	\$0.00		\$0.00		\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
<b>Total</b>	<b>\$1,200,000.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$1,200,000.00</b>
This Financial Assistance Award approved by the Federal Co-Chair of the Denali Commission constitutes an obligation of federal funding.					
<b>Signature of Authorized Official - Denali Commission</b>  Electronically Signed		<b>Typed Name and Title</b> Mr. Jay Farmwald Director of Programs		<b>Date</b> 04/13/2018	

## AWARD ATTACHMENTS

ALASKA VILLAGE ELECTRIC COOP INC

01546-00

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1. Terms and Conditions
2. Attachment A
3. Budget and Funding Summary

**Financial Assistance Award Terms and Conditions  
Between the Denali Commission and Alaska Village Electric Cooperative  
For Bulk Fuel Facility Upgrades – Shungnak, Alaska  
Award No. 1546**

**1. Project Summary**

- a. Scope of Work: Refurbishment design and construction of community and AVEC bulk fuel storage facilities.
- b. Deliverables: A completed refurbished bulk fuel storage facility.
- c. Budget: The Commission is making \$1,200,000 available for the project via this Financial Assistance Award (FAA). This amount includes all direct, indirect, and pre-award costs (if any) authorized pursuant to 2 CFR 200.458. All Commission funding is intended to be used for the scope of work identified in this FAA only. Any funds remaining after the full scope of work has been completed shall be returned to the Denali Commission consistent with 2 CFR 200.319.
- d. Delivery Method: AVEC will subcontract the design and construction of the refurbishment.
- e. Performance Period: The Period of Performance for this FAA is May 1, 2018 through December 31, 2019. In accordance with 2 CFR 200.309 Recipients can only incur obligations or costs against this FAA during the Period of Performance, unless specifically authorized in the Special Provisions (Section 14 of this document). If a project cannot be completed within the approved Period of Performance, an extension request must be made in accordance with the Commission's *Recipient Guidelines and Requirements* (RGR) document dated July 2015, available at [www.denali.gov](http://www.denali.gov).

More detailed information on scope, deliverables, budget, funding, project delivery method and/or management plan, schedule and key milestones are included in Attachment A dated April 6, 2018.

**2. Project Reporting and Commission Site Visits**

Progress reports and a close-out report are required under this FAA. Progress Reports shall be submitted at the frequency stipulated in the Special Provisions. The Closeout Report shall be completed within 90-days of the end of the Period of Performance. All reports must be submitted using the Denali Commission's on-line Project Database System, available at [www.denali.gov/dcpdb](http://www.denali.gov/dcpdb).

Commission staff or agents of the Commission may make visits to the project site and/or home office to monitor progress during and/or after the Period of Performance. The Recipient shall coordinate and make information available as necessary to facilitate any such site visits.

Refer to the *Recipient Guidelines and Requirements* document for further information related to reports and site visits.

### **3. Payments**

Payments under this FAA will be made in accordance with 2 CFR 200.305 by electronic transfer in response to a Standard Form 270 (SF-270) "Request for Advance or Reimbursement", submitted by the Recipient. At a minimum, all 270's must include summary cost information on labor, materials, contracts/consultants, and indirect costs. Detailed documentation is required for any single expenditure greater than \$50,000. If Pre-award Costs and/or Advance Payments are authorized under this FAA, the Special Provisions will indicate so. Requests for reimbursements may be made as needed. Refer to the *Recipient Guidelines and Requirements* document for further information about submitting SF-270's.

### **4. Modifications**

In accordance with 2 CFR 200.308, the Recipient shall report deviations in project scope, budget, delivery method, management plan, schedule, or changed site conditions, and request prior approvals from the Program Manager. The Recipient shall also submit written requests to the Program Manager for the replacement of Key Staff identified in the Special Provisions. Refer to the *Recipient Guidelines and Requirements* document for further information about modifying a Financial Assistance Award.

### **5. Financial Management, Record Keeping, Internal Controls, and Audits**

The Recipient must have financial management and record keeping systems that are consistent with 2 CFR 200.302. If the Recipient is a State organization it must expend and account for FAA funds in accordance with applicable State laws and procedures for expending and accounting for the State's own funds.

The Recipient must establish and maintain effective internal controls with respect to this FAA that are consistent with 2 CFR 200.303.

In accordance with 2 CFR 200.501, Recipients that expend \$750,000 or more of federal funds in a year shall have a single or program-specific audit conducted for that year.

Refer to the *Recipient Guidelines and Requirements* document for further information about financial management, record keeping, internal controls and audits.

### **6. Direct and Indirect Costs**

All direct costs must be allowable and reasonable. Indirect costs must be allocable based on accepted accounting policies and practices. Indirect costs

must be specifically included as a line item or identified with appropriate notes in the approved FAA budget. Refer to 2 CFR 200 Subpart E (Cost Principles) and the *Recipient Guidelines and Requirements* document for further information on direct and indirect costs.

## **7. Sub-Awards and Contracts**

All sub-awards and contracts issued by the Recipient under this FAA must comply with 2 CFR 200.331 and Appendix II to 2 CFR 200. Refer to the *Recipient Guidelines and Requirements* document for further information on this subject.

## **8. Acknowledgement of Support**

The Recipient shall name the Denali Commission as a financial contributor and project/program partner in all media correspondence related to the work supported by this FAA. If Commission funds are used for construction, the Recipient shall also display a sign at the construction site that acknowledges the Commission's support. Refer to the *Recipient Guidelines and Requirements* document for further information on this subject.

## **9. Real and Personal Property**

In accordance with 2 CFR 200.311, 313, and 316 the Denali Commission may require the Recipient to execute a security interest or other public notice of record to indicate that real or personal property acquired or improved, in whole or in part, with Federal funds is subject to a Federal interest. Any such requirements under this FAA, including post project reporting in accordance with 2 CFR 200.329, will be stipulated in the Special Provisions.

## **10. Conflict of Interest**

In accordance with 2 CFR 200.112, the Recipient must disclose in writing any potential conflicts of interest to the Commission. In addition, 2 CFR 200.318 requires that Recipients maintain written standards of conduct covering conflicts of interest and governing the performance of their employees engaged in the selection, award, and administration of contracts. Refer to the *Recipient Guidelines and Requirements* document for further information on this subject.

## **11. Denali Commission Policies**

Recipients may be required to comply with certain published Denali Commission policies which can be found in the *Recipient Guidelines and Requirements* document. Applicable policies are referenced in the Special Provisions of this FAA, and specific requirements/deliverables (if any) are stipulated in Appendix A.

## **12. Laws and Regulations**

Recipients are required to comply with all applicable Federal laws and regulations. General categories of potentially applicable laws and regulations are summarized below. Refer to the *Recipient Guidelines and Requirements* document for further information on specific laws and regulations that may apply.

- a. Debarment and Suspension
- b. Whistle-blower Protection
- c. Non-Discrimination
- d. Lobbying and Propaganda
- e. Environmental
- f. Drug-Free Workplace
- g. Travel
- h. Human Rights
- i. Animal Welfare
- j. Executive Compensation

## **13. Other Provisions**

- a. The United States expressly disclaims any and all responsibility or liability to the Recipient or sub-recipients for the actions of the Recipient or sub-recipients resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this FAA, including sub-awards, contracts, or sub-contracts issued in connection with this FAA.
- b. To the maximum extent practicable, considering applicable laws, the Recipient shall accomplish the project contemplated by this FAA using local Alaska firms and labor.
- c. All terms and conditions contained in this FAA apply to any sub-recipient under this FAA.
- d. Failure to comply with the provisions of this FAA or maintain satisfactory performance may result in additional FAA conditions pursuant to 2 CFR 207. This includes but is not limited to: temporarily withholding of payments pending the correction of the deficiency; disallowance of project costs; wholly or partially suspending or terminating the FAA. In addition, failure to comply with the provisions of this FAA may also have a negative impact on the Recipient's eligibility for future Federal awards.

#### **14. Special Provisions**

Progress Reports: Shall be submitted on a quarterly basis. The first reporting period is May 1, 2018 to September 30, 2018, and quarterly thereafter in accordance with the Commission's *Recipient Guidelines and Requirements*.

Pre-award Costs: N/A

Key Staff: Forest Button, Onya Stein, Alden Worachek

Advance Payments: N/A

Federal Property Interests and Reporting Requirements: Apply per 2 CFR 200.329. Reporting will be biennially, to begin at the end of the performance period.

Bonds and Insurance: The contracts awarded by AVEC for construction of the facilities and improvements will include payment and performance bonds. The Denali Commission shall be named as an Additional Insured on the Liability Insurance Policy of all consultants and the General Contractor(s) retained by AVEC pursuant to this FAA.

NEPA Documentation: AVEC shall provide NEPA documentation consistent with the Denali Commission policies and procedures published in 45 CFR Part 900 on October 1, 2016. The Documentation shall cover the refurbished bulk fuel storage facilities and all other related construction supported via this Financial Assistance Award. No construction activities may commence until the NEPA process is complete and the Commission has reviewed and approved all NEPA documentation.

Cooperative Agreement: AVEC agrees to cooperate and collaborate with the Denali Commission during the project. The Commission will participate in those specific activities stipulated in Attachment A.

**15. Program Manager, Financial Manager & Other Contact Information**

<b>Denali Commission</b>	<b>Recipient</b>
Tom Wolf Program Manager 510 L Street, Suite 410 Anchorage, AK 99501 Phone: 907-271-1414 Fax: 907-271-1415 E-mail: <a href="mailto:twolf@denali.gov">twolf@denali.gov</a>	Forest Button Project Manager 4831 Eagle Street Anchorage, AK 99503 Phone : 907-646-5961 Fax : 907-562-4086 E-mail: <a href="mailto:fbutton@avec.org">fbutton@avec.org</a>
Janet Davis Grants Management Officer 510 L Street, Suite 410 Anchorage, AK 99501 Phone: 907-271-3036 Fax: 907-271-1415 E-mail: <a href="mailto:jdavis@denali.gov">jdavis@denali.gov</a>	Meera Kohler President and CEO 4831 Eagle Street Anchorage, AK 99503 Phone : 907-561-1818 Fax : 907-562-4086 E-mail: <a href="mailto:mkohler@avec.org">mkohler@avec.org</a>



***Financial Assistance Award 1546  
Between the Denali Commission and Alaska Village Electric Cooperative  
For Bulk Fuel Facility Upgrades – Shungnak, Alaska  
Attachment A  
06 April 2018***

- a. Scope of Work: Refurbishment design and construction of community and AVEC bulk fuel storage facilities.
- b. Deliverables:
  - Draft and final construction documents
  - Draft and final construction cost estimates
  - Completed NEPA documentation
  - A completed bulk fuel farm facilities refurbishment
  - A final report detailing the entire project and outcomes
- c. Budget: See attached Budget and Funding Summary dated 06 April 2018. There is currently a funding short fall. The project shall not advance past the design phase prior to all necessary funds being secured, including the required non-federal construction match.
- d. Delivery Method: AVEC will subcontract the design and construction of the refurbishment. Construction may not proceed until the Commission approves the final design and all required NEPA documents.
- e. The Denali Commission shall review and approve the construction documents and will participate in design consultant and construction contractor selection.
- f. Schedule: Key project milestones are summarized below.
  - Design completion: December 2018
  - Construction Completion: October 2019
  - Project Closeout: December 2019

BUDGET				
Line	Item	Provided By	Amount	Basis/Notes
1	Bulk Fule Storage Upgrades			
2	Design Phase			
3	Preliminary Planning	AVEC	\$12,000	100 hrs @ \$120/hr burdened rate
4	Project Management	AVEC	\$15,000	100 hrs @ \$120/hr burdened rate, plus \$3,000 travel allowance
5	Design/Permitting/Geotech	Consultant	\$250,000	Estimate by Forest Button based on similar projects
6	Engineering/Operations Design Review	AVEC	\$11,600	80 hrs @ \$145/hr burdened rate
7	Subtotal		\$288,600	
8	Construction Phase			
9	Project Management	AVEC	\$25,800	180 hrs @ \$120/hr burdened rate, plus \$6,000 travel allowance
10	Construction	Contractor	\$1,520,000	Estimate by Forest Button based on previous referbishment projects; 190,000 gallons @ \$8/gal
11	Construction Administration	Consultant	\$48,200	280 hrs @ \$140/hr burdened rate; plus 9,000 travel allowance: 3% of line 10
12	Construction Subtotal		\$1,594,000	
13	Indirect Costs <sup>a</sup>	AVEC	\$11,240	10% of lines 3, 4, 6, 9; 10% of first \$25,000 of line 5 and 10
14	Total		\$1,893,840	
15	Rounded		\$1,900,000	

Additional Notes

a. AVEC does not have a federally negotiated indirect rate; use the 10% de-minimus rate in 2 CFR 200.414

FUNDING				
Line	Source	Award or Reference	Amount	Notes
16	Denali Commission	This Action	\$1,200,000	
17	Total Funding Available As Of This Action		\$1,200,000	
18	Current Shortfall		\$700,000	Construction cost share match required = 20% of line 12 = \$318,800 which is pending legislative and gubernatorial approval of SFY19 budget. The source of funds for the remaining shortfall has not been identified.